

MESSAGE NO: 9345002 MESSAGE DATE: 12/11/2009

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-891

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/01/2007 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS BASED UPON SCOPE RULING ON HAND TRUCKS AND PARTS THEREOF FROM CHINA (A-570-891); PRODUCER: JIANONAN CITY HUAYAN WOOD CO LTD.

MESSAGE NO: 9345002

DATE: 12 11 2009

CATEGORY: ADA

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REFERENCE:

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CASES: A - 570 - 891

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PERIOD COVERED: 12 01 2007 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS BASED UPON SCOPE RULING ON
HAND TRUCKS AND PARTS THEREOF FROM CHINA (A-570-891);
PRODUCER: JIANONAN CITY HUAYAN WOOD CO LTD.

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM CSI
INTERNATIONAL CHICAGO INC, ON BEHALF OF SIMON, EVERS CO.,
GMBH, WITH REGARD TO CERTAIN PRODUCTS PRODUCED BY JIANONAN CITY
HUAYAN WOOD CO LTD.

COMMERCE ISSUED A FINAL SCOPE RULING ON 12/03/2009. THE FOLLOWING
PRODUCTS ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER:
RELIUS SOLUTIONS ALUMINUM FOLD AWAY TRUCK, RELIUS TRAY SHELF

UTILITY CARTS, SOLID PLATFORM DOLLIES, ECONOMICAL STEEL CARTS, AND FLUSH PLATFORM DOLLIES FROM THE PEOPLES REPUBLIC OF CHINA (A-570-891).

2. COMMERCE DETERMINED THAT THE FOLLOWING PRODUCTS DO NOT POSSESS A SLIDING EDGE OR TOE PLATE THAT WOULD SLIDE UNDER A LOAD FOR PURPOSES OF LIFTING AND/OR MOVING THE LOAD: RELIUS SOLUTIONS ALUMINUM FOLD AWAY TRUCK, RELIUS TRAY SHELF UTILITY CARTS, SOLID PLATFORM DOLLIES, ECONOMICAL STEEL CARTS, AND FLUSH PLATFORM DOLLIES. FURTHERMORE, THE SOLID PLATFORM DOLLIES AND ECONOMICAL STEEL DOLLIES LACK THE REQUISITE VERTICAL FRAME. THEREFORE, THE PRODUCTS ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING HAND TRUCKS AND PARTS THEREOF FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 12/01/2007, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE OF RELIUS SOLUTIONS ALUMINUM FOLD AWAY TRUCK, RELIUS TRAY SHELF UTILITY CARTS, SOLID PLATFORM DOLLIES, ECONOMICAL STEEL CARTS, AND FLUSH PLATFORM DOLLIES LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO RELIUS SOLUTIONS ALUMINUM FOLD AWAY TRUCK, RELIUS TRAY SHELF UTILITY CARTS, SOLID PLATFORM DOLLIES, ECONOMICAL STEEL CARTS, AND FLUSH PLATFORM DOLLIES LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF THE FOLLOWING PRODUCTS:

RELIUS SOLUTIONS ALUMINUM FOLD AWAY TRUCK, RELIUS TRAY SHELF UTILITY CARTS, SOLID PLATFORM DOLLIES, ECONOMICAL STEEL CARTS, AND FLUSH PLATFORM DOLLIES ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 12/01/07.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON

UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER.

INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. FOR ALL OTHER SHIPMENTS OF HAND TRUCKS AND PARTS THEREOF FROM THE PEOPLES REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH #2 ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (07:DC).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

ALICE J. BUCHANAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party